

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT application of:

Kenneth A WHEELER et al.

Serial No. 09/270,688

Filed: March 16, 1999

For: METHOD AND SYSTEM FOR FORMING
CUSTOM SHOE INSOLES



RESPONSE TO NOTICE TO FILE MISSING PARTS
OF APPLICATION - FILING DATE GRANTED

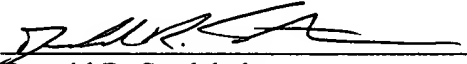
Honorable Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application - Filing Date Granted, under 37 CFR 1.53(b) dated April 8, 1999, submitted herewith is an executed Declaration and Power of Attorney, Assignment and Assignment Recordation Cover Sheet, Petition for One-Month Extension of Time and a copy of Notice to File Missing Parts of Application - Filing Date Granted along with the fees under 37 CFR 1.16. (Statutory Basic Filing Fee - \$760, Extra Claims - \$180, Surcharge - \$130, Petition for One-Month Extension of Time \$110; and Assignment Recordation Fee - \$40.00).

The above fees are covered by the attached check in the amount of \$1,220.00. Should there be any additional fees required for proper filing of the attached documents, please charge Deposit Account No. 19-2380 (2407-0004). Prompt issuance of a corrected filing receipt is respectfully requested.

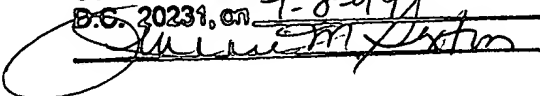
Respectfully submitted,


Donald R. Studebaker
Reg. No. 32,815

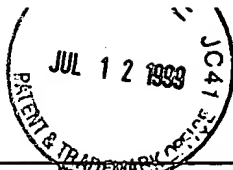
Sixbey, Friedman, Leedom & Ferguson, P.C.
8180 Greensboro Drive, Suite 800
McLean, Virginia 22102
(703) 790-9110

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on 7-8-99



BEST AVAILABLE COPY



UNITED STATES DEPARTMENT OF COMMERCE
 Patent and Trademark Office
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/270,688 03/16/99 WHEELER

K 2407-0004

0262/0408
 SIXBEY, FRIEDMAN, LEEDOM & FERGUSON
 8180 GREENSBORO DRIVE SUITE 800
 MCLEAN, VA 22102

NOT ASSIGNED

3728

DATE MAILED:

04/08/99

NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
☐ small entity (statement filed) ☒ non-small entity is \$ 760.00.

☒ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$ 760.00 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ 180.00 for 10 total claims over 20.

\$ _____ for _____ independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☐ is missing or unsigned.
☒ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.21(m) unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice **MUST** be returned with the reply.

B. Hines
 Customer Service Center
 Initial Patent Examination Division (703) 308-1202

4/9/99

JR

4/1999, HERRICK 00000011 09270688

C:101
 C:105
 C:103